



UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/359,940	12/20/94	SUGIURA	S 35.02653011R

E6M1/1226
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EXAMINER	
ROGERS, S	
ART UNIT	PAPER NUMBER
2616	28

DATE MAILED: 12/26/96

Below is a communication from the EXAMINER in charge of this application
COMMISSIONER OF PATENTS AND TRADEMARKS

ADVISORY ACTION

☐ THE PERIOD FOR RESPONSE:

- a) ☐ is extended to run _____ or continues to run _____ from the date of the final rejection
- b) ☐ expires three months from the date of the final rejection or as of the mailing date of this Advisory Action, whichever is later. In no event however, will the statutory period for the response expire later than six months from the date of the final rejection.

Any extension of time must be obtained by filing a petition under 37 CFR 1.136(a), the proposed response and the appropriate fee. The date on which the response, the petition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee pursuant to 37 CFR 1.17 will be calculated from the date of the originally set shortened statutory period for response or as set forth in b) above.

- ☒ Appellant's Brief is due in accordance with 37 CFR 1.192(a).
- ☒ Applicant's response to the final rejection, filed 12/3/96 has been considered with the following effect, but it is not deemed to place the application in condition for allowance:

1. ☒ The proposed amendments to the claim and/or specification will not be entered and the final rejection stands because:
- a. ☒ There is no convincing showing under 37 CFR 1.116(b) why the proposed amendment is necessary and was not earlier presented.
- b. ☒ They raise new issues that would require further consideration and/or search. (See Note).
- c. ☐ They raise the issue of new matter. (See Note).
- d. ☒ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.
- e. ☐ They present additional claims without cancelling a corresponding number of finally rejected claims.

NOTE: SEE ATTACHMENT

2. ☐ Newly proposed or amended claims _____ would be allowed if submitted in a separately filed amendment cancelling the non-allowable claims.

3. ☒ Upon the filing an appeal, the proposed amendment ☐ will be entered ☒ will not be entered and the status of the claims will be as follows:

Claims allowed: _____

Claims objected to: _____

Claims rejected: 1-71, 73-87

However;

- ☐ Applicant's response has overcome the following rejection(s): _____

4. ☐ The affidavit, exhibit or request for reconsideration has been considered but does not overcome the rejection because _____

5. ☐ The affidavit or exhibit will not be considered because applicant has not shown good and sufficient reasons why it was not earlier presented.

- ☐ The proposed drawing correction ☐ has ☐ has not been approved by the examiner.

☒ Other SEE ATTACHMENT

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ATTACHMENT TO ADVISORY

1. The proposed after final amendment filed December 3, 1996, introduces new features in claims 71 and 73-86 such as supplying "plural color component information" and developing and combining "patterns" from the color component information and "at least one pattern" from the character code data in a memory "capable of handling each color". The new features raise new issues requiring further consideration and may require further search.

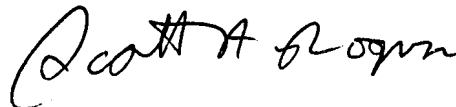
2. The after final response is not fully responsive in that applicant did not file a supplemental declaration addressing proposed changes to the claims and correcting defects discussed in the final Office action. Applicant must make a bonafide attempt to respond to all rejections (see 37 CFR 1.111(b)). A draft supplemental declaration without signatures would be acceptable for examination on the merits. Note that claims 1-70 should also have been indicated as rejected based on the defective declaration.

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3. Any inquiry concerning this application should be directed to **Scott Rogers** at **(703) 305-4726** or internet e-mail address **srogers@uspto.gov**. The group receptionist telephone number is **(703) 308-8576**. Facsimile communications should be sent to **(703) 308-5397**.



SCOTT A. ROGERS
PRIMARY EXAMINER
ART UNIT 2616

December 24, 1996